

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON

MICHAEL MAKANEOLE, individually  
and on behalf of all similarly  
situated,

3:14-CV-01528-PK  
ORDER

Plaintiff,

v.

SOLARWORLD INDUSTRIES AMERICA,  
INC.; SOLARWORLD INDUSTRIES  
AMERICA, LP; SOLARWORLD  
INDUSTRIES SERVICES, LLC;  
SOLARWORLD POWER PROJECTS,  
INC., RANDSTAD PROFESSIONALS US,  
LP, and KELLY SERVICES, INC.,

Defendants.

BROWN, Senior Judge.

Magistrate Judge Paul Papak issued Findings and  
Recommendation (#198) on March 7, 2018, in which he recommends  
the Court grant Plaintiff's Motion (#164) for Class  
Certification.

Solarworld filed timely Objections to the Findings and Recommendation. The matter is now before this Court pursuant to 28 U.S.C. § 636(b)(1) and Federal Rule of Civil Procedure 72(b).

When any party objects to any portion of the Magistrate Judge's Findings and Recommendation, the district court must make a *de novo* determination of that portion of the Magistrate Judge's report. 28 U.S.C. § 636(b)(1). *See also Dawson v. Marshall*, 561 F.3d 930, 932 (9<sup>th</sup> Cir. 2009); *United States v. Reyna-Tapia*, 328 F.3d 1114, 1121 (9<sup>th</sup> Cir. 2003)(*en banc*).

The Court has carefully considered Solarworld's Objections and concludes they do not provide a basis to modify the Findings and Recommendation. The Court also has reviewed the pertinent portions of the record *de novo* and does not find any error in the Magistrate Judge's Findings and Recommendation.

#### CONCLUSION

The Court **ADOPTS** Magistrate Judge Papak's Findings and Recommendation (#198). Accordingly, **GRANTS** Plaintiff's Motion (#164) for Class Certification.

IT IS SO ORDERED.

DATED this 29<sup>th</sup> day of May, 2018.

/s/ Anna J. Brown

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ANNA J. BROWN  
United States Senior District Judge